

Attorney Docket No: 27734-93149
PATENT

FEB 20 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tyler Tierney et al.

Serial No.: 10/068,196

Filed: February 4, 2002

For: STEERABLE IN-LINE STREET SKI

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OFFICE OF PETITIONS

REQUEST TO REMAIL THE DECISION ON PETITION AND
TO RESTART THE PERIOD FOR RESPONSE
BASED ON FAILURE TO RECEIVE THE DECISION ON PETITION

Box DAC: Attention: Office of Petitions
Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

On February 17, 2003 undersigned counsel for applicants reviewed the United States Patent and Trademark Office web site and learned that the a decision dismissing applicants' petition was mailed on November 4, 2002.

In accordance with the procedure at Section 710.06 of the Manual of Patent Examining Procedure (MPEP) the undersigned states that the Decision on Petition mailed November 4, 2002 was not received by practitioner. Further, the undersigned states that a search of the file jacket and docket records indicates that the Decision on Petition mailed November 4, 2002 was not received. The docket record (copy enclosed as Exhibit A) shows all entries from the 04 February 2002 application filing through the reminder notice of 24 January 2005. The docket record reflects that the Decision on Petition mailed November 4, 2002 was not received. A copy of the file jacket where the Decision on Petition would have been recorded had it been received is

attached as Exhibit B. It is evident from our docket record, file jacket and a search of other places that the Decision on Petition mailed November 4, 2002 was not received.

Conclusion.

In view of the above, it is apparent that the Decision on Petition mailed November 4, 2002 was not properly mailed or delivered and that applicants did not receive it.

Accordingly, applicants request that the Decision on Petition mailed November 4, 2002 be promptly remailed and that the time period for response be restarted. It is further requested that a copy of the decision be sent via facsimile to undersigned counsel at 202-289-1330.

In view of the above facts, it is submitted that this request is properly considered under 37 C.F.R. 1.181(a) without any petition fee.

Respectfully submitted,

BARNES & THORNBURG

A handwritten signature in black ink, appearing to read "Richard B. Lazarus". The signature is fluid and cursive, with the first name "Richard" and last name "Lazarus" being clearly legible.

Richard B. Lazarus
Reg. No. 48,215
(202) 371-6348

List Of Actions

Action(s) Due	Due Date		Action Taken
FILE APPLN:BAR DATE IN 1M	05-Jan-2002	Reminder	04-Feb-2002
FILE APPLN:BAR DATE	05-Feb-2002	Due Date	04-Feb-2002
RESPONSE DUE 1 MONTH	28-Mar-2002	Reminder	28-Aug-2002
RESPONSE DUE	28-Apr-2002	Due Date	28-Aug-2002
IDS DUE	04-May-2002	Due Date	08-Nov-2002
RESPONSE (1 MO EXTENSION)	28-May-2002	Due Date	28-Aug-2002
IDS (1 MONTH EXTENSION)	04-Jun-2002	Reminder	08-Nov-2002
RESPONSE (2 MO EXTENSION)	28-Jun-2002	Due Date	28-Aug-2002
IDS(2 MONTH EXTENSION)	04-Jul-2002	Reminder	08-Nov-2002
FILE APP?(OPENED 6MO AGO)	24-Jul-2002	Reminder	05-Feb-2002
RESPONSE (3 MO EXTENSION)	28-Jul-2002	Due Date	28-Aug-2002
IDS(3 MONTH EXTENSION)	04-Aug-2002	Reminder	08-Nov-2002
RESPONSE (LAST DAY)	28-Aug-2002	Due Date	28-Aug-2002
FOREIGN FILING DUE IN 3 MO	04-Nov-2002	Reminder	14-Jun-2002
IDS(6 MONTH EXTENSION)	04-Nov-2002	Reminder	08-Nov-2002
FOREIGN FILING DUE IN 1 MO	04-Jan-2003	Reminder	14-Jun-2002
FILE APP?(OPENED 1YR AGO)	24-Jan-2003	Reminder	05-Feb-2002
FOREIGN FILING (LAST DAY)	04-Feb-2003	Due Date	14-Jun-2002
IDS(12 MONTH EXTENSION)	04-Feb-2003	Reminder	08-Nov-2002
FILE APP?(OPENED 2YR AGO)	24-Jan-2004	Reminder	05-Feb-2002
FILE APP?(OPENED 3YR AGO)	24-Jan-2005	Reminder	05-Feb-2002

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Priority Filing Date